

### **REMARKS**

This amendment is submitted in response to the Examiner's Action dated January 10, 2007. Applicants have amended the specification to remove objections thereto. Applicants have also amended the claims to remove the claim objections and place the claims in better condition for allowance. Specifically, Applicants have incorporated allowable subject matter from dependent claims (now canceled) into the various independent claims. The incorporated subject matter is subject matter which Examiner has indicated to be allowable over the references.

Applicants are not conceding in this application that the independent claims, as originally presented, and their dependent claims are not patentable over the art cited by the Examiner. The present claim amendments and cancellations are only for facilitating expeditious prosecution of subject matter believed to be allowable over the references. Applicants respectfully reserve the right to pursue these original claims and other claims in one or more continuations and/or divisional patent applications.

No new matter has been added, and the amendments place the claims in better condition for allowance. Applicants respectfully request entry of the amendments to the claims. The discussion/arguments provided below reference the claims in their amended form.

### **IN THE SPECIFICATION**

In the present Office Action, the disclosure is objected to because of informalities. Accordingly, Applicants have reviewed the specification and provided corrections thereto to overcome the informalities. Applicants respectfully request entry of the amendments to the specification and removal of the objections thereto.

### **IN THE ABSTRACT**

In the present Office Action, the abstract of the disclosure is objected to. Accordingly, Applicants has reviewed the abstract and provided corrections thereto. Applicants respectfully request entry of the amendments to the abstract and removal of the objections thereto.

## **DOUBLE PATENTING**

In the present Office Action, Claims 1-25 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-25 of U.S. Application No. 10/749,261. Also, at paragraph 9, of the present Office Action, Claims 1-8, 10-24 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-24 of U.S. Application No. 10/735,388. Finally, at paragraph 10, Claims 1-25 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-18 of U.S. Application No. 10/248,791. Applicants submit herewith terminal disclaimers in compliance with 37 CFR 1.321(c). These filings overcome the double patenting rejection and places the claims in condition for allowance.

## **ALLOWABLE SUBJECT MATTER**

In the present Office Action, Examiner states that Claims 5, 9, 16 and 25 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims, and also overcoming the double patenting rejections. Applicants thank Examiner for the favorable disposition of these claims. Applicants have amended each of the independent claims by incorporating therein allowable features from respective dependent Claims (now canceled), which were conditionally allowed. As stated above, Applicants have also submitted terminal disclaimers overcoming the double patenting rejections. The amendments to the independent claims and filing of the terminal disclaimers place all claims in condition for allowance, and Applicants respectfully request Examiner extend the allowance to include all pending claims.

## **CLAIMS REJECTIONS UNDER 35 U.S.C. § 102**

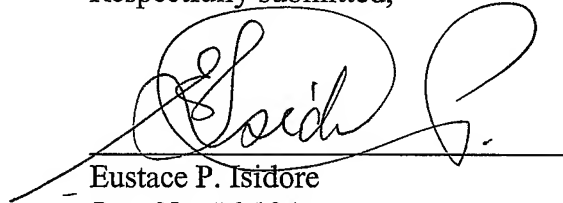
In the present Office Action, Claims 1-4, 6-8, 10-15 and 17-24 are rejected under 35 U.S.C. § 102(b) as being anticipated by Jean Petty, "Trusted Computing Platform Alliance (TCPA) Trusted Platform Module Protection Profile Version 1.9.4," March 15, 2002, (*Petty*). As noted above, Applicants have incorporated allowable subject matter into each independent claim, thus overcoming the present § 102 rejection. The above claims are therefore all allowable.

### CONCLUSION

Applicants have diligently responded to the Office Action by incorporating allowable subject matter into the independent claims and by filing herewith terminal disclaimers to overcome the provisional double patenting rejections. The amendments and filing of the terminal disclaimers place the claims in condition for allowance, and Applicants, therefore, respectfully request a Notice of Allowance for all claims now pending.

Applicants further respectfully request the Examiner contact the undersigned attorney of record at 512.343.6116 if such would further or expedite the prosecution of the present Application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'E. Isidore', is written over a horizontal line. The signature is stylized with large, flowing loops.

Eustace P. Isidore

*Reg. No. 56,104*

Dillon & Yudell LLP

8911 North Capital of Texas Highway  
Suite 2110

Austin, Texas 78759

512.343.6116

ATTORNEY FOR APPLICANT(S)